

N THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of HERBERT WALTER et al.

Serial No. 10/505,389

Confirmation No. 7213

Filed: August 20, 2004

PROFILED RAIL AND ACCESSORIES

USED AS A SUSPENSION DEVICE

Group Art Unit: 2831

Examiner: Jinhee J. Lee

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Mail Stop Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

INFORMATION DISCLOSURE STATEMENT

Sir:

In accordance with the provisions of 37 C.F.R. §§ 1.97 and 1.98, applicants and their attorney respectfully request that the following patents and patent publications be made of record in the official United States Patent and Trademark Office file relating to the aboveidentified patent application. The citation of the following patents and patent publications should not be construed as an admission that they constitute statutory prior art with respect to the present invention. In compliance with 37 C.F.R. § 1.98, copies of the foreign patent publications are enclosed.

U.S. Patent Nos.

3,753,209*

4,812,134*

4,817,538

5,485,933

6,631,813

08/30/2005 MBERHE

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Foreign Patent Publications

U.K. Patent Publication No. GB 2 224 923 A
European Patent No. EP 0 007 071 A1*
German Gebrauchsmuster No. DE 299 03 019
International Patent Publication No. WO 01/43599 A1*

Of the patents and patent publications listed above, U.K. Patent Publication No. GB 2 224 923 A is discussed on page 1 of the present application. Moreover, the above-listed patents and patent publications that are designated with an asterisk ("*") were cited in an International Search Report issued in connection with applicants' corresponding international patent application (i.e., International Patent Application No. PCT/CH03/00139). Attached hereto is a copy of the International Search Report which provides an indication as to the relevance of these references perceived by the European Patent Office.

With respect to U.S. Patent No. 6,631,813, applicants' attorney notes that it corresponds to International Patent Application No. PCT/CH00/00618, which is owned by the assignee of the present application. International Patent Publication No. WO 01/43599 A1, which is the publication corresponding to International Patent Application No. PCT/CH00/00618, was cited in the attached International Search Report, and is also discussed on page 2 of the present application.

Concerning the remaining patents and patent publication, applicants' attorney notes that all of them were listed on the face of U.S. Patent 6,631,813. The United States Patent and Trademark Office file relating to U.S. Patent No. 6,631,813 contains an indication concerning the relevance of these patents and patent publication.

In view of the foregoing, additional comments concerning the relevance of the patents and publications listed above are considered unnecessary. If the Examiner wishes to receive English-language translations of the foreign language patent publications cited above, applicants' attorney stands ready to do so.

In order to facilitate the Examiner's citation of the patents and patent publications

listed on the previous pages, applicants' attorney has completed United States Patent and

Trademark Office Form PTO/SB/08A. The completed form is attached hereto for the

Examiner's convenience.

It is noted that this Information Disclosure Statement is being submitted after the

mailing of a first Office Action on the merits for the present application. Thus, the Examiner is

hereby authorized to charge the \$180 fee set forth in 37 C.F.R. §1.17(p) to Deposit Account No.

503571. If any other fees are due as a result of the submission of this Information Disclosure

Statement, the Examiner is hereby authorized to charge them to Deposit Account No. 503571.

Respectfully submitted,

McCARTER & ENGLISH, LLP

By:

Sanjiv M. Chokshi

Reg. No. 44,080

Four Gateway Center 100 Mulberry Street Newark, New Jersey 07102

(973) 622-4444, Ext. 4367

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Substitute for form 1449/PTO

Sheet

INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(Use as many sheets as necessary)

Complete if Known			
Application Number	10/505,389		
Filing Date	August 20, 2004		
First Named Inventor	Herbert Walter		
Art Unit	2831		
Examiner Name	Jinhee L. Lee		
Attorney Docket Number	97086/00049		

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احور	오	U. S. PATENT DOCUMENTS							
	Saminer Mikials*	Cite No.1	Document Number Number-Kind Code ^{2 (f known)}	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear			
		1	^{US-} 3,753,209	08-14-1973	Hesse				
Ì		2	^{US-} 4,812,134	03-14-1989	Miller et al.				
		3	^{US-} 4,817,538	04-04-1989	Michaelsen				
		4	^{US-} 5,485,933	01-23-1996	Crooymans				
Ī	•	5	^{US-} 6,631,813 B1	10-14-2003	Walter et al.				
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Examiner Initials*	Cite No.1	Foreign Patent Document	Publication Date	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages	Τ
		Country Code ³ Number ⁴ Kind Code ⁵ (if known)	MM-DD-YYYY		Or Relevant Figures Appear	1
	6	GB 2 224 923 A	05-23-1990	Metric Design Limited		L
	7	EP 0 007 071 A1	01-23-1980	Rossmoller		
	8	DE 299 03 019 U1	06-17-1999	Fehlbaum & Co.		L
	9	WO 01/43599 A1	06-21-2001	Vitrashop Patente AG		
						L

Examiner	Date	
Signature	Considered	

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. Applicant's unique citation designation number (optional). See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. Applicant is to place a check mark here if English language Translation is attached.

Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND

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